

1 HONORABLE RONALD B. LEIGHTON  
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13 UNITED STATES DISTRICT COURT  
14 WESTERN DISTRICT OF WASHINGTON  
15 AT TACOMA  
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17 JENNY CARR,

18 Plaintiff,

19 v.

20 DARRELL D. UPTEGRAFT, JR., and  
21 "JANE DOE" UPTEGRAFT, and RYAN  
22 SELLS UPTEGRAFT, INC., P.S., a  
23 Washington corporation,

24 Defendant.

25 Case No. C10-5336RBL

26 ORDER

27 THIS MATTER comes on before the above-entitled Court upon Plaintiff's Application to Proceed  
28 *In Forma Pauperis.*

Having considered the entirety of the records and file herein, it hereby

ORDERED that Plaintiff's Application to Proceed *In Forma Pauperis* is **GRANTED**. The Clerk  
shall file plaintiff's complaint. The Clerk shall send service forms to the plaintiff. Plaintiff shall have **30**  
**days** from the entry of this Order to return the service forms. Once the plaintiff returns the filled out service  
forms and service copies of his complaint, the United States Marshal shall send the following to each named  
defendant for whom there is a filled out service form by first class mail: a copy of the complaint and of this  
Order, two copies of the Notice of Lawsuit and Request for Waiver of Service of Summons, a Waiver of  
Service of Summons and a return envelope, postage prepaid, addressed to the Clerk's Office. All costs of

29  
30 ORDER

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1 service shall be advanced by the United States. The Clerk shall assemble the necessary documents to effect  
2 service.

3 Defendants shall have **thirty (30) days** within which to return the enclosed Waiver of Service of  
4 Summons. Each defendant who timely returns the signed Waiver shall have **sixty (60) days** after the date  
5 designated on the Notice of Lawsuit to file and serve an answer or a motion directed to the complaint, as  
6 permitted by Rule 12 of the Federal Rules of Civil Procedure.

7 Any defendant who fails to timely return the signed Waiver will be personally served with a  
8 summons and complaint, and may be required to pay the full costs of such service, pursuant to Rule 4(d)(2).  
9 A defendant who has been personally served shall file an answer or motion permitted under rule 12 within  
10 **thirty (30) days** after service. It is further

11 The Clerk shall send uncertified copies of this order to all counsel of record, and to any party  
12 appearing pro se.

13 Dated this 3<sup>rd</sup> day of June, 2010.

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RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE